

the U.S. Attorney's office requires officers to meet with prosecutors personally before they determine whether to charge an arrestee with a felony or misdemeanor. GAO found that during 1999, the equivalent of 23 full time officers were devoted to these appearances, reducing the number of officers on patrol.

GAO cautioned that although the CJCC had been funded by the D.C. control board, the board did not include funding for the CJCC in the District's Fiscal Year 2001 budget. The last remaining staff person, working almost exclusively on technology issues, was funded by a grant. GAO recommended that "Congress . . . consider funding CJCC—with its own director and staff—to help coordinate the D.C. criminal justice system, and to require CJCC to report annually to Congress, the Attorney General, and the D.C. Mayor."

In addition, GAO found that as of November 2000, the CJCC and other agencies reported "93 initiatives for improving the operation of the [D.C. criminal justice] system." Although GAO stipulated that many of these coordination projects are ongoing and therefore cannot yet be fully evaluated, it found that of the 93 current projects there were 62 instances where participating agencies did not agree on the initiative's goals (11 instances), status (10 instances), starting date (1 instance), participating agencies (22 instances), or results to date (18 instances).

Several of the CJCC members disputed these findings, explaining that GAO did not examine closely enough the actual work performed on these projects and merely relied on summaries provided by the participants that may have appeared inconsistent. However, GAO found that "this lack of agreement underscores a lack of coordination among the participating agencies that could reduce the effectiveness of these initiatives." GAO therefore recommended that Congress require all D.C. criminal justice agencies to report multi-agency activities to the CJCC, which would serve as a "clearinghouse" for these initiatives.

Although members of the CJCC agree that coordination among the various agencies that have responsibility for the District's criminal justice system needs to be improved, several members disagreed with GAO's recommendation for a congressionally created and funded entity to oversee coordination and reform initiatives.

For example, Deputy Mayor Margaret Nedelkoff Kellems, formerly the Executive Director of the CJCC, wrote in response to the GAO report, "It has been my experience [however] that to the extent that reforms have taken root in the District through the CJCC, it has been not only because of coordination resources, but equally because the member agencies have felt ownership over the body. As reporting to the new entity you describe becomes a requirement, criminal justice agencies might perceive it to be threatening and respond on a perfunctory basis. Nevertheless, I concur in your basic premise that there must be a coordinating organization and it must have dedicated resources."

Similarly, Superior Court Chief Judge Rufus King wrote, "it is important that any successor [to the CJCC] not become a 'superagency' which dictates to the different criminal justice agencies what the agenda should be or how problems which involve more than one agency should be approached . . . The most important thing to preserve in any newly constituted

council is that it remain a council of independent agencies who are able to recognize their responsibilities to different funding authorities."

Finally, former U.S. Attorney Wilma Lewis offered the following criticism of GAO's recommendation: "I have some concern about your proposal that Congress 'consider requiring that all D.C. criminal justice initiatives that could potentially involve more than one agency be coordinated through the new independent entity' . . . I question whether such review is necessary for all initiatives that could potentially involve more than one agency. Given the interrelatedness of agencies in our system, it is difficult to think of any initiative—no matter how limited in scope or application—that would not fit that definition and require review by that entity. As such, I am concerned that such a requirement would be counterproductive, as it would hamstring each agency's ability to implement policies and practices within its appropriate sphere of activity."

The Criminal Justice Coordinating Council Restructuring Act meets these concerns of District actors while at the same time ensuring that supremacy clause and federalism notions are respected. Specifically, the bill recognizes the Criminal Justice Coordinating Council (CJCC) as the appropriate entity set up by District legislation (the Criminal Justice Coordinating Council for the District of Columbia Establishment Act of 2001) to coordinate criminal justice activities in the District. In addition, the bill requires that federal agencies with a role in criminal justice matters in the District, including Court Services and Offender Supervision (CSOSA), Pretrial Services Agency, Office of the U.S. Attorney, the Bureau of Prisons, and the United States Parole Commission, serve on the CJCC, to participate in its activities and take such action as may be necessary to fulfill their duties on the CJCC. However, no District official can compel a federal official to take any action. The bill also authorizes federal funds to carry out the duties of the CJCC.

This measure will strengthen and enhance the CJCC as a vital coordination entity for the District's multi-jurisdictional criminal justice system. I once again thank Chairwoman MORELLA for her leadership in bringing this important legislation to the floor. I urge its passage.

Mr. DAVIS of Illinois. Madam Speaker, I yield back the balance of my time.

Mrs. MORELLA. Madam Speaker, I yield myself such time as I may consume.

Madam Speaker, I commend the gentlewoman from the District of Columbia (Ms. NORTON) for joining with me in this important act, and I thank the gentleman from Illinois (Mr. DAVIS) for being a floor manager and for being so supportive of this legislation. I urge this body to endorse this bill by its vote.

Madam Speaker, I yield back the balance of my time.

The SPEAKER pro tempore (Mrs. BIGGERT). The question is on the motion offered by the gentlewoman from Maryland (Mrs. MORELLA) that the House suspend the rules and pass the bill, H.R. 2305, as amended.

The question was taken; and (two-thirds having voted in favor thereof)

the rules were suspended and the bill, as amended, was passed.

The title of the bill was amended so as to read: "A bill to authorize certain Federal officials with responsibility for the administration of the criminal justice system of the District of Columbia to serve on and participate in the activities of the District of Columbia Criminal Justice Coordinating Council, and for other purposes."

A motion to reconsider was laid on the table.

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the Chair will now put the question on three motions to suspend the rules on which further proceedings were postponed earlier today. The remaining questions postponed earlier today will be taken tomorrow.

Votes will be taken in the following order:

H.R. 3323, by the yeas and nays;

H.R. 3391, by the yeas and nays;

S. 494, by the yeas and nays.

The Chair will reduce to 5 minutes the time for any electronic vote after the first such vote in this series.

#### ADMINISTRATIVE SIMPLIFICATION COMPLIANCE ACT

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the bill, H.R. 3323, as amended.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Louisiana (Mr. TAUZIN) that the House suspend the rules and pass the bill, H.R. 3323, as amended, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 410, nays 0, not voting 23, as follows:

[Roll No. 466]

YEAS—410

Abercrombie	Boehlt	Chabot
Ackerman	Boehner	Chambliss
Aderholt	Bonilla	Clay
Akin	Bonior	Clayton
Allen	Bono	Clement
Andrews	Boozman	Clyburn
Armey	Borski	Coble
Baca	Boswell	Collins
Bachus	Boucher	Combest
Baird	Boyd	Condit
Baker	Brady (PA)	Conyers
Baldacci	Brown (OH)	Cooksey
Baldwin	Brown (SC)	Costello
Ballenger	Bryant	Cox
Barcia	Burr	Coyne
Barrett	Burton	Cramer
Bartlett	Buyer	Crane
Barton	Callahan	Crenshaw
Bass	Calvert	Crowley
Becerra	Camp	Culberson
Bentsen	Cannon	Cummings
Bereuter	Cantor	Cunningham
Berkley	Capito	Davis (CA)
Berry	Capps	Davis (FL)
Biggert	Capuano	Davis (IL)
Bilirakis	Cardin	Davis, Jo Ann
Bishop	Carson (IN)	Davis, Tom
Blumenauer	Carson (OK)	Deal
Blunt	Castle	DeGette

Delahunt	Johnson (IL)	Pastor	Udall (CO)	Watkins (OK)	Wicker	Diaz-Balart	Kaptur	Petri
DeLauro	Johnson, E. B.	Paul	Udall (NM)	Watson (CA)	Wilson	Dicks	Keller	Phelps
DeLay	Johnson, Sam	Payne	Upton	Watt (NC)	Wolf	Dingell	Kelly	Pickering
DeMint	Jones (NC)	Pence	Velazquez	Watts (OK)	Woolsey	Doggett	Kennedy (MN)	Pitts
Deutsch	Kanjorski	Peterson (MN)	Visclosky	Weiner	Wu	Dooley	Kennedy (RI)	Platts
Diaz-Balart	Kaptur	Peterson (PA)	Vitter	Weldon (FL)	Wynn	Doolittle	Kerns	Pombo
Dicks	Keller	Petri	Walden	Weldon (PA)	Young (AK)	Doyle	Kildee	Pomeroy
Dingell	Kelly	Phelps	Walsh	Weller	Young (FL)	Dreier	Kilpatrick	Portman
Doggett	Kennedy (MN)	Pickering	Wamp	Wexler		Duncan	Kind (WI)	Price (NC)
Dooley	Kennedy (RI)	Pitts	Waters	Whitfield		Dunn	King (NY)	Pryce (OH)
Doolittle	Kerns	Platts				Edwards	Kingston	Putnam
Doyle	Kildee	Pombo				Ehlers	Kirk	Rahall
Dreier	Kilpatrick	Pomeroy	Barr	Houghton	Quinn	Ehrlich	Klecza	Ramstad
Duncan	Kind (WI)	Portman	Berman	Istook	Radanovich	Emerson	Knollenberg	Rangel
Dunn	King (NY)	Price (NC)	Blagojevich	Jones (OH)	Reyes	English	Kolbe	Regula
Edwards	Kingston	Pryce (OH)	Brady (TX)	Kucinich	Riley	Eshoo	LaFalce	Rehberg
Ehlers	Kirk	Putnam	Brown (FL)	LaTourette	Roukema	Etheridge	LaHood	Reynolds
Ehrlich	Klecza	Rahall	Cubin	McKinney	Rush	Evans	Lampson	Rivers
Emerson	Knollenberg	Ramstad	DeFazio	Meehan	Waxman	Everett	Langevin	Rodriguez
English	Kolbe	Rangel	Engel	Pelosi		Farr	Lantos	Roemer
Eshoo	LaFalce	Regula				Fattah	Largent	Rogers (KY)
Etheridge	LaHood	Rehberg				Ferguson	Larsen (WA)	Rogers (MI)
Evans	Lampson	Reynolds				Filner	Larson (CT)	Rohrabacher
Everett	Langevin	Rivers				Flake	Latham	Ros-Lehtinen
Farr	Lantos	Rodriguez				Fletcher	Leach	Ross
Fattah	Largent	Roemer				Foley	Lee	Rothman
Ferguson	Larsen (WA)	Rogers (KY)				Forbes	Levin	Roybal-Allard
Filner	Larson (CT)	Rogers (MI)				Ford	Lewis (CA)	Royce
Flake	Latham	Rohrabacher				Fossella	Lewis (GA)	Ryan (WI)
Fletcher	Leach	Ros-Lehtinen				Frank	Lewis (KY)	Ryun (KS)
Foley	Lee	Ross				Frelinghuysen	Linder	Sabo
Forbes	Levin	Rothman				Frost	Lipinski	Sanchez
Ford	Lewis (CA)	Roybal-Allard				Gallegly	LoBiondo	Sanders
Fossella	Lewis (GA)	Royce				Ganske	Lofgren	Sandlin
Frank	Lewis (KY)	Ryan (WI)				Gekas	Lowe	Sawyer
Frelinghuysen	Linder	Ryun (KS)				Gephardt	Lucas (KY)	Saxton
Frost	Lipinski	Sabo				Gibbons	Lucas (OK)	Schaffer
Gallegly	LoBiondo	Sanchez				Gilchrest	Luther	Schakowsky
Ganske	Lofgren	Sanders				Gillmor	Lynch	Schiff
Gekas	Lowe	Sandlin				Gilman	Maloney (CT)	Schrock
Gephardt	Lucas (KY)	Sawyer				Gonzalez	Maloney (NY)	Scott
Gibbons	Lucas (OK)	Saxton				Goode	Manzullo	Sensenbrenner
Gilchrest	Luther	Schaffer				Goodlatte	Markey	Serrano
Gillmor	Lynch	Schakowsky				Gordon	Mascara	Sessions
Gilman	Maloney (CT)	Schiff				Goss	Matheson	Shadegg
Gonzalez	Maloney (NY)	Schrock				Graham	Matsui	Shays
Goode	Manzullo	Scott				Granger	McCarthy (MO)	Sherman
Goodlatte	Markey	Sensenbrenner				Graves	McCarthy (NY)	Sherwood
Gordon	Mascara	Serrano				Green (TX)	McCollum	Shinkus
Goss	Matheson	Sessions				Green (WI)	McCrery	Shows
Graham	Matsui	Shadegg				Greenwood	McDermott	Shuster
Granger	McCarthy (MO)	Shaw				Grucci	McGovern	Simmons
Graves	McCarthy (NY)	Shays				Gutierrez	McHugh	Simpson
Green (TX)	McCollum	Sherman				Gutknecht	McInnis	Skeen
Green (WI)	McCrery	Sherwood				Hall (OH)	McIntyre	Skelton
Greenwood	McDermott	Shinkus				Hall (TX)	McKeon	Slaughter
Grucci	McGovern	Shows				Hansen	McNulty	Smith (MI)
Gutierrez	McHugh	Shuster				Harman	Meek (FL)	Smith (NJ)
Gutknecht	McInnis	Simmons				Hart	Meeks (NY)	Smith (TX)
Hall (OH)	McIntyre	Simpson				Hastings (FL)	Menendez	Smith (WA)
Hall (TX)	McKeon	Skeen				Hastings (WA)	Mica	Snyder
Hansen	McNulty	Skelton				Hayes	Millender-	Solis
Harman	Meek (FL)	Slaughter				Hayworth	McDonald	Souder
Hart	Meeks (NY)	Smith (MI)				Hefley	Miller, Dan	Spratt
Hastings (FL)	Menendez	Smith (NJ)				Herger	Miller, Gary	Stark
Hastings (WA)	Mica	Smith (TX)				Hill	Miller, George	Stearns
Hayes	Millender-	Smith (WA)				Hilleary	Miller, Jeff	Stenholm
Hayworth	McDonald	Snyder				Hilliard	Mink	Strickland
Hefley	Miller, Dan	Solis				Hinchey	Mollohan	Stump
Herger	Miller, Gary	Souder				Hinojosa	Moore	Stupak
Hill	Miller, George	Spratt				Hobson	Moran (KS)	Sununu
Hilleary	Miller, Jeff	Stark				Hoefel	Moran (VA)	Sweeney
Hilliard	Mink	Stearns				Hoekstra	Morella	Tancred
Hinchey	Mollohan	Stenholm				Holden	Murtha	Tanner
Hinojosa	Moore	Strickland				Holt	Myrick	Tauscher
Hobson	Moran (KS)	Stump				Honda	Nadler	Tauzin
Hoefel	Moran (VA)	Stupak				Hooley	Napolitano	Taylor (MS)
Hoekstra	Morella	Sununu				Horn	Neal	Taylor (NC)
Holden	Murtha	Sweeney				Hostettler	Nethercutt	Terry
Holt	Myrick	Tancred				Hoyer	Ney	Thomas
Honda	Nadler	Tanner				Hulshof	Northup	Thompson (CA)
Hooley	Napolitano	Tauscher				Hunter	Norwood	Thompson (MS)
Horn	Neal	Tauzin				Hyde	Oberstar	Thornberry
Hostettler	Nethercutt	Taylor (MS)				Inslee	Obey	Thune
Hoyer	Ney	Taylor (NC)				Isakson	Olver	Thurman
Hulshof	Northup	Terry				Israel	Ortiz	Tiahrt
Hunter	Norwood	Thomas				Issa	Osborne	Tiberi
Hyde	Nussle	Thompson (CA)				Jackson (IL)	Ose	Tierney
Inslee	Oberstar	Thompson (MS)				Jackson-Lee	Otter	Toomey
Isakson	Obey	Thornberry				(TX)	Owens	Towns
Israel	Olver	Thune				Jefferson	Oxley	Traficant
Issa	Ortiz	Thurman				Jenkins	Pallone	Turner
Jackson (IL)	Osborne	Tiahrt				John	Pascarell	Udall (CO)
Jackson-Lee	Ose	Tiberi				Johnson (CT)	Pastor	Udall (NM)
(TX)	Otter	Tierney				Johnson (IL)	Paul	Upton
Jefferson	Owens	Toomey				Johnson, E. B.	Payne	Velazquez
Jenkins	Oxley	Towns				Johnson, Sam	Pence	Visclosky
John	Pallone	Traficant				Jones (NC)	Peterson (MN)	Vitter
Johnson (CT)	Pascarell	Turner				Kanjorski	Peterson (PA)	Walden

## NOT VOTING—23

□ 1935

Mr. PAUL changed his vote from “nay” to “yea”.

So (two-thirds having voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr BRADY of Texas. Mr. Speaker, on roll-call No. 466, I was inadvertently detained. Had I been present, I would have voted “yea.”

# MEDICARE REGULATORY AND CONTRACTING REFORM ACT OF 2001

The SPEAKER pro tempore (Mr. CULBERSON). The pending business is the question of suspending the rules and passing the bill, H.R. 3391.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from Connecticut (Mrs. JOHNSON) that the House suspend the rules and pass the bill, H.R. 3391, on which the yeas and nays are ordered.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 408, nays 0, not voting 25, as follows:

[Roll No. 467]

YEAS—408

Abercrombie	Bonilla	Clayton
Ackerman	Bonior	Clement
Aderholt	Bono	Clyburn
Akin	Boozman	Coble
Allen	Borski	Collins
Andrews	Boswell	Combest
Arney	Boucher	Condit
Baca	Boyd	Conyers
Bachus	Brady (PA)	Cooksey
Baird	Brady (TX)	Costello
Baker	Brown (OH)	Cox
Baldacci	Brown (SC)	Coyne
Baldwin	Bryant	Cramer
Ballenger	Burr	Crane
Barcia	Burton	Crenshaw
Barrett	Buyer	Crowley
Bartlett	Callahan	Culberson
Barton	Calvert	Cummings
Bass	Camp	Cunningham
Becerra	Cannon	Davis (CA)
Bentsen	Cantor	Davis (FL)
Bereuter	Capito	Davis (IL)
Berkley	Capps	Davis, Jo Ann
Berry	Capuano	Davis, Tom
Biggert	Cardin	Deal
Bilirakis	Carson (IN)	DeGette
Bishop	Carson (OK)	DeLauro
Blumenauer	Castle	DeLay
Blunt	Chabot	DeMint
Boehlert	Chambliss	Deutsch
Boehner	Clay	